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8 Attorneys for Plaintiff

FILED

MAY 31 2005

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,)

14 Plaintiff,)

15 v.)

16 DENNIS CYRUS, Jr.)
a/k/a "Daddy-O,")

17 Defendant.)

NO.: CR 05-0324-MMC

PETITION FOR WRIT, AND
WRIT OF HABEAS CORPUS
AD PROSEQUENDUM

18 SAN FRANCISCO VENUE

19
20 To the Honorable Elizabeth D. Laporte, United States Magistrate Judge for the United
21 States District Court for the Northern District of California:

22 The United States of America respectfully petitions the Court to issue a Writ of
23 Habeas Corpus Ad Prosequendum for the prisoner Dennis Cyrus, Jr.

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25 //

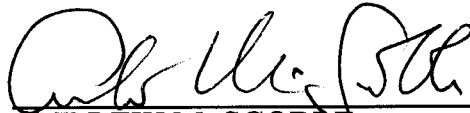
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1 The prisoner has been indicted in United States v. Raymon D. Hill, et al., CR 05-0324-
2 MMC, and is required to appear before the Court for an initial appearance. His place of
3 custody and jailor are set forth in the following proposed writ.

4
5 DATED: 5/27/2005

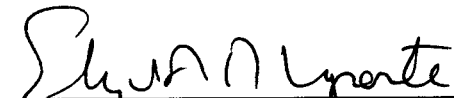
Respectfully submitted,

6 KEVIN V. RYAN
7 United States Attorney

8 
9 ANDREW M. SCOBLE
10 PHILIP J. KEARNEY
11 Assistant United States Attorneys

12
13 IT IS SO ORDERED.

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15 DATED: 5/27/05

16 
17 HON. ELIZABETH D. LAPORTE
18 United States Magistrate Judge
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THE PRESIDENT OF THE UNITED STATES OF AMERICA

To: Fred Rocha, United States Marshal for the Northern District of California; any of his authorized deputies, and agents of the Federal Bureau of Investigation; and to the Sheriff of the City and County of San Francisco, Jailor at San Francisco County Jail #2, 850 Bryant Street, San Francisco, CA:

GREETINGS

The prisoner DENNIS CYRUS, JR. (dob 6/11/1984) is now in custody in the above-referenced institution. He is charged by indictment in United States v. Raymon D. Hill, et al., CR 05-0324-MMC. He is required to appear for prosecution in the federal criminal case now pending against him in the United States District Court for the Northern District of California, for an initial appearance on **June 3, 2005 at 9:30 a.m.** in the courtroom of United States Magistrate Judge Maria-Elena James, 450 Golden Gate Avenue, 15th Floor, San Francisco, California.

YOU ARE COMMANDED to produce the prisoner in this Court FORTHWITH or release him into the custody of the United States Marshal, his deputies, or agents of the Federal Bureau of Investigation who will bring him before Magistrate Judge Maria-Elena James.

YOU ARE FURTHER COMMANDED that if the prisoner is to be released from custody in the above-referenced institution, he be IMMEDIATELY delivered to the United States Marshal, his deputies authorized under this writ, or agents of the Federal Bureau of Investigation.

WITNESS the Honorable Elizabeth D. Laporte, United States Magistrate Judge of the United States District Court for the Northern District of California. 450 Golden Gate Avenue, San Francisco, California 94102. Accordingly,

WE COMMAND that you produce the prisoner.

WE FURTHER COMMAND that if the prisoner is to be released from custody in

1 the above-referenced institution, the prisoner be IMMEDIATELY delivered to the United
2 States Marshal or any of his authorized deputies pursuant to this writ.

3 WITNESS the Honorable Elizabeth D. Laporte, United States Magistrate Judge of
4 the United States District Court for the Northern District of California.

5
6 DATED:

7 5/31/05

CLERK
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

8
9 Vkymo
DEPUTY CLERK

United States Marshals Service Writ Information Sheet

This form should be completed by the Assistant United States Attorney assigned to the case, his/her designee, or the case agent. Refer any questions to the Criminal Section at 415/436-7659.

Prisoner Name: (last, first, middle) CYRUS, JR. DENNIS E.				Booking, CDC, or USMS #: 2068561	
Prisoner Aliases: DADDY - O			DOB: 06/11/1984	Birthplace: SF, CA	
Sex: M	Race: B	Hair: BLK	Height: 6'01"	Weight: 200	SSN: 554-81-6217
Violation Code: (Title & Section) 21 USC 846, 841 ..				Warrant or Complaint Case #: CR-05-324-MMC	
Offense (State Specifically) MURDER, KIDNAPPING, RICO, VICAR, CONSPIRACY TO SELL NARCOTICS					
Facility Name & Location: SAN FRANCISCO COUNTY JAIL #2 850 BRYANT ST. SF, CA				Facility Contact Person & Phone # SAN FRANCISCO COUNTY JAIL #1 415-553-9505	
AUSA & Phone #: ANDREW SCOBLE 415-436-7249				Case Agent & Phone #: SA BRIAN GILHOoley 415-850-6159	

	YES	NO
Prior felony conviction for	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Prior prison history <input checked="" type="checkbox"/> State <input type="checkbox"/> Federal	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Conviction of felony against person crime	<input type="checkbox"/>	<input checked="" type="checkbox"/>
History of disciplinary problems	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Homosexual	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Gang Affiliations -- name of gang if known PAGE STREET	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Escape Risk	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Considered threat to staff or other inmates	<input checked="" type="checkbox"/>	<input type="checkbox"/>
State or Local charges pending -- Where SAN FRANCISCO	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Receiving Medical Care or Medication	<input type="checkbox"/>	<input checked="" type="checkbox"/>
If YES, type of medical care or medication		

Special Instructions:

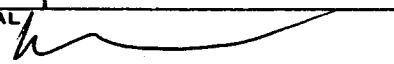
PAGE STREET GANG MEMBER

Comments:

WARRANT OF ARREST

UNITED STATES DISTRICT COURT

INSTRUCTIONS: Type or legibly print. Forward copies No. 1 through No. 3 intact to the U.S. Marshal or other authorized officer; retain No. 4 copy. If applicable, use No. 4 copy to withdraw warrant. After completion of return, U.S. Marshal will distribute copies No. 1 through No. 3 as appropriate.

NAME OF PERSON TO BE ARRESTED Dennis Cyrus Jr. aka "Daddy-0"		DISTRICT OF ISSUE (Include City and State) NORTHERN DISTRICT OF CALIFORNIA		MAGISTRATE/CLERK DOCKET NO. CR 05-324 MMC
REASON FOR WARRANT				
<input type="checkbox"/> Complaint	<input checked="" type="checkbox"/> Indictment	<input type="checkbox"/> Information	<input type="checkbox"/> Probation Violation	<input type="checkbox"/> OTHER (Specify)
U.S.C. TITLE	SECTION	BRIEF DESCRIPTION OF CHARGE(S)		BAIL (If applicable)
		see attached		No bail
DATE OF ISSUE 5/24/05		TITLE OF ISSUING OFFICIAL Deputy Clerk		SIGNATURE OF ISSUING OFFICIAL 

To: ANY U.S. MARSHAL OR ANY OTHER AUTHORIZED OFFICER

You are hereby commanded to arrest the above named person and bring this individual forthwith before the nearest available United States Magistrate or District Court Judge to answer the above stated charge(s) in the complaint.

You are hereby commanded to arrest the above named person and bring this individual forthwith before the nearest United States District Court or (if applicable) before the nearest United States Magistrate in the arresting district to answer the above stated charge(s) in the indictment or information.

You are hereby commanded to arrest the above named person and bring this individual forthwith before the United States District Court or (if applicable) before the United States Magistrate in the issuing district at the location shown above to answer to charges of violation of conditions of probation imposed by the United States District Court.

THE U.S. MARSHAL IN THE DISTRICT OF ARREST IS HEREBY FURTHER AUTHORIZED AND COMMANDED TO TAKE CUSTODY OF THE ABOVE NAMED PERSON. IF AFTER BRINGING THE PERSON BEFORE ANY APPLICABLE JUDICIAL OFFICER IN THE MANNER INDICATED ABOVE, THE INDIVIDUAL FAILS TO FURNISH BAIL FOR APPEARANCE PER ORDERS AND DIRECTIONS OF SUCH JUDICIAL OFFICER, THE U.S. MARSHAL IS AUTHORIZED AND COMMANDED TO KEEP SAFELY THIS INDIVIDUAL UNTIL DISCHARGED IN DUE COURSE OF LAW.

RETURN

I certify I executed this warrant and such other order directed herein as shown below.

DATE RECEIVED	ARRESTING AGENCY (If not U.S. Marshal)	SIGNATURE OF ARRESTING AGENT (If not U.S. Marshal)		
DATE COMMITTED	PLACE OF CONFINEMENT (If applicable)	<input type="checkbox"/> Executed	<input type="checkbox"/> Unexecuted	<input type="checkbox"/> Withdrawn
DATE OF RETURN	NAME OF U.S. MARSHAL	SIGNATURE OF U.S. MARSHAL OR DEPUTY		